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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Response Under 37 CFR 1.116 - Expedited Procedure

Customer Number: 20277
 Confirmation Number: 3704
 Group Art Unit: 1745
 Examiner: Angela J. Martin

Masaharu ITAYA, et al.
 Application No.: 10/807,148
 Filed: March 24, 2004

For: POSITIVE ELECTRODE, NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY, AND METHOD OF MANUFACTURING THE SAME

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

- No additional fee is required.
 Applicant is entitled to small entity status under 37 CFR 1.27
 Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	25	26	0	\$50.00 =	\$0.00
Independent Claims	5	6	0	\$210.00 =	\$0.00
Multiple dependent claims newly presented					\$0.00
Fee for extension of time					\$0.00
					\$0.00
Total of Above Calculations					\$0.00

- Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.
- The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Lisa A. Kilday
 Registration No. 56,210

Please recognize our Customer No. 20277 as our correspondence address.

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 Date: November 21, 2007



Docket No.: 050024-0027

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masaharu ITAYA, et al.

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE**

Application No.: 10/807,148

Customer No.: 20277
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Examiner: Angela J. Martin

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Title: POSITIVE ELECTRODE, NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY, AND METHOD OF MANUFACTURING THE SAME

REQUEST FOR RECONSIDERATION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following Remarks are submitted in response to the final Office Action dated August 22, 2007.

Remarks begin on page 2 of this paper.